THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.19402 OF 1999

05.07.2006

Between:

Putika Venkata Subbaiah, S/o.Chinna Venkata Swamy

… Petitioner

AND

The Secretary, Government of Andhra Pradesh,
Revenue Department, Secretariat, Hyderabad
And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.19402 OF 1999

ORDER:

This writ petition is filed alleging that the petitioner's land admeasuring Acs.1.20 in survey No.15 of Edupulapayya village of Vempalli Mandal in Kadapa District was used for laying the road without paying compensation to the petitioner. Therefore, he seeks a writ of Mandamus directing the respondents to pay the compensation. This Court while admitting the writ petition on 08.11.1999 passed the following order in W.P.M.P. No.24294 of 1999, which reads as under.

> The proceedings dated 20.7.1999 in S.DL/TT/H7/30543/97 on the file of the District Collector, Cuddapah itself would reveal that the respondents have agreed to pay the compensation for an extent of Acs.1.20 of land in Sy.No.15/2 within a short time. It is stated by the learned Counsel for the petitioner that so far the proceedings are not finalized for payment of compensation.
>
> In such view of the matter, there shall be an interim direction directing the respondents herein to finalise the claim of the petitioner for compensation in respect of Acs.1.20 of land in Sy.No.15/2 within a period of two months from today and pay the same to the petitioner.
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> Learned Government Pleader for Revenue appearing on behalf of respondents 1 to 3 requests three weeks time for counter and the learned Government Pleader for R&B appearing on behalf of the 4th respondent also requests similar time for filing counter, and notice.

When the matter is called today for hearing, learned Government Pleader for Land Acquisition, Sri Mohd. Fazal Yousufuddin, submits that as per telephonic instructions he received, the compensation is already paid to the petitioner. In view of the same, the cause of action does not survive.

The writ petition is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

July 05, 2006
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